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Atty Docket No. 040048-000100US

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On Dec. 22, 2003

TOWNSEND and TOWNSEND and CREW LLP

By Kira L. McNeill

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Paul Charles Turgeon

Application No.: 09/394,143

Filed: September 10, 1999

For: SYSTEM AND METHOD FOR  
PROVIDING SECURE SERVICES  
OVER PUBLIC AND PRIVATE  
NETWORKS USING A REMOVABLE,  
PORTABLE COMPUTER-READABLE  
STORAGE MEDIUM AT A NETWORK  
ACCESS DEVICE

Examiner: Calvin L. Hewitt II

Art Unit: 3621

COMMUNICATION

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Commissioner for Patents  
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Sir:

No filing fee is believed due for the attached Notice of Appeal or Appeal Brief because such fees were paid in connection with an earlier appeal in which the Examiner reopened prosecution.

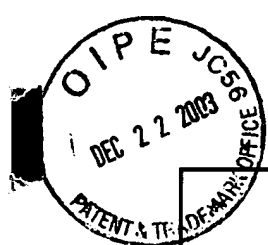
Paul Charles Turgeon  
Patent Appl. No. 09/394,143  
Page 2

Respectfully submitted,

  
Patrick M. Boucher  
Reg. No. 44,037

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PTO/SB/21 (08-03)

|   |  |                        |                       |
|---|--|------------------------|-----------------------|
| <b>TRANSMITTAL FORM</b><br><br>(to be used for all correspondence after initial filing) |  | Application Number     | 09/394,143            |
|   |  | Filing Date            | September 10, 1999    |
|   |  | First Named Inventor   | Turgeon, Paul Charles |
|   |  | Art Unit               | 3621                  |
|   |  | Examiner Name          | Calvin L. Hewitt II   |
| Total Number of Pages in This Submission  |  | Attorney Docket Number | 040048-000100US       |

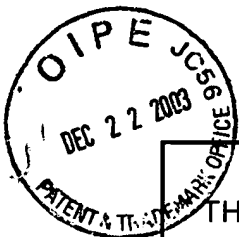
| ENCLOSURES (Check all that apply)  |  |   |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><br><input type="checkbox"/> Express Abandonment Request<br><br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input checked="" type="checkbox"/> Notice of Appeal; Appellant Brief<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><br><input checked="" type="checkbox"/> Other Enclosure(s)<br>(please identify below):<br><br>Communication<br>Return Postcard |
| Remarks  |  | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.  |
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|--|---|
| Firm or Individual                         | Townsend and Townsend and Crew LLP<br>Patrick M. Boucher<br>Reg. No. 44,037 |
| Signature                                  |   |
| Date                                       | December 22, 2003   |

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| CERTIFICATE OF MAILING  |                 |                           |
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| Express Mail Label: EV 325765612 US<br>I hereby certify that this correspondence is being deposited with the United States Postal Service with "Express Mail Post Office to Address" service under 37 CFR 1.10 on this date December 22, 2003 and is addressed to: Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 |                 |                           |
| Typed or printed name   | Nina L. McNeill |                           |
| Signature   |                 | Date<br>December 22, 2003 |

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

040048-000100US

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Signature

Typed or printed

name Nina L. McNeill

In re Application of

Paul Charles Turgeon

Application Number

09/394,143

Filed

September 10, 1999

For

SYSTEM AND METHOD FOR PROVIDING SECURE SERVICES OVER PUBLIC AND PRIVATE NETWORKS USING A REMOVABLE, PORTABLE COMPUTER-READABLE STORAGE MEDIUM AT A NETWORK ACCESS DEVICE

Art Unit

3621

Examiner

Calvin L. Hewitt II

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$0-

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$.
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 20-1430. I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)
- ☒ attorney or agent of record.  
Registration number 44,037
- ☐ attorney or agent acting under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a). \_\_\_\_\_

Signature

Patrick M. Boucher

Typed or printed name

(303) 571-4000

Telephone number

December 22, 2003

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.

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